

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

In re)	Case No. 17-15203
)	
Chad A. Humberston)	Chapter 13
Shannon L. Humberston)	
)	
Debtors.)	Judge Arthur I. Harris

MOTION TO DISMISS CASE PURSUANT TO 11 U.S.C. §1307(b)

Now come the debtors, by and through counsel, and move this Court for an order dismissing their Chapter 13 case. In support of this motion, the debtors state:

1. This Chapter 13 case has not been converted to a Chapter 13 case from another chapter of the Bankruptcy Code.
2. Due to an anticipated drop in the husband's income, the debtors are not able to comply with the terms of the plan.
3. Under §1307(b) of the Bankruptcy Code, the debtors are entitled to have this Chapter 13 case dismissed at any time, and the debtors, by this motion, respectfully request that such case be dismissed, wage order released, and the estate closed as soon as possible.

WHEREFORE, the debtors move this Court for an order dismissing the case, releasing the wage order, and closing the estate as soon as possible.

Approved:

Respectfully submitted

/s/Chad A. Humberston
Chad A. Humberston

/s/Shannon L. Humberston
Shannon L. Humberston

/s/Robert J. Delchin
Robert J. Delchin 0073821
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E-Mail: rdelchin@rcbiales.com

10/23/2018
Dated:

CERTIFICATE OF SERVICE

I certify that on October 23, 2018, a true and correct copy of Debtors' Motion to Dismiss Case Pursuant to 11 U.S.C. §1307(b) was served:

Via the Court's Electronic Case Filing System on these entities and individuals who are listed on the Court's Electronic Mail Notice List:

Stephen R. Franks on behalf of Creditor JPMorgan Chase Bank NA
amps@manleydeas.com

Lauren A Helbling
ch13trustee@ch13cleve.com, lhelbling13@ecf.epiqsystems.com

D. Anthony Sottile on behalf of Creditor AmeriCredit Financial Services, Inc. dba GM Financial
bankruptcy@sottileandbarile.com

And by regular U.S. mail, postage prepaid, on

Chad A. Humberston
Shannon L. Humberston
1462 Chapman Avenue
Madison, OH 44052

All creditors pursuant to the attached mailing matrix

/s/ Robert J. Delchin
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Lima, OH 45805

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Cavalry Portfolio Service
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